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 8 Attorneys for Defendants
 JPMorgan Chase Bank, N.A., individually
 9 and as an acquirer of certain assets and liabilities of
 Washington Mutual Bank, FA from the FDIC,
 10 acting as receiver, and California Reconveyance
 11 Company

12
 13
 14 **UNITED STATES DISTRICT COURT**
 15 **DISTRICT OF NEVADA**

16 HANH NGUYEN,) CASE NO. 2:11-cv-01799-LRH-RJJ
 17)
 Plaintiff,)
 18)
 v.)
 19)
 WASHINGTON MUTUAL, BANK N.A.;) **DEFENDANTS' RESPONSE TO**
 20 JPMORGAN CHASE BANK, N.A.;) **PLAINTIFF'S MOTION FOR (30)**
 21 CALIFORNIA RECONVEYANCE) **THIRTY DAY CONTINUANCE TO**
 COMPANY; and DOE individuals 1 to 100,) **AMEND AND FILE COMPLAINT**
 22 inclusive; and ROE corporations 1 to 30,)
 inclusive,)
 23)
 Defendants.)
 24)

25 Defendants JPMorgan Chase Bank, N.A., individually and as an acquirer of certain assets
 26 and liabilities of Washington Mutual Bank, F.A. from the Federal Deposit Insurance Corporation,
 27 acting as receiver, and California Reconveyance Company (collectively, "Defendants"), by and
 28 through their counsel, Smith Larsen & Wixom, hereby file their response (the "Response") to

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1 Plaintiff's Motion for Thirty Day Continuance to Amend and File Complaint (the "Motion for
2 Continuance").

3 This Response is supported by the following Memorandum of Points and Authorities, the
4 record herein, and any argument the Court may consider at a hearing hereon.
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6 **MEMORANDUM OF POINTS AND AUTHORITIES**

7 **I. ARGUMENT**

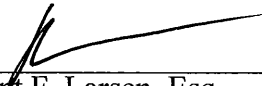
8 Preliminarily, Defendants do not have any objection to Plaintiff's request for an extension
9 of time to file her amended complaint. However, to the extent Plaintiff seeks leave via her
10 Motion for Continuance to revise her complaint, yet again, prior to filing, Defendants oppose any
11 such request. Pursuant to Local Rule 15-1(a), any request to file an amended pleading must be
12 accompanied by a copy of the proposed amended pleading. Because Plaintiff has failed to attach
13 any proposed amended complaint to her Motion for Continuance, any request therein to further
14 amend the operative complaint in this matter is procedurally improper, and should be denied.
15 Moreover, her failure to submit a proposed amended complaint has prejudiced the Defendants, as
16 they do not have an opportunity to contest the filing of the amended complaint on the basis of, for
17 example, futility or bad faith.
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28 ...

II. CONCLUSION

In short, for all of the foregoing reasons, while Defendants do not object to the requested extension of time to file the amended complaint, Defendants do strenuously oppose any attempt by Plaintiff to file a complaint which differs from the proposed amended complaint submitted by Plaintiff on December 27, 2011.

DATED this 18 day of June, 2012.

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 18th day of June, 2012, a true copy of the foregoing
**Defendants' Response to Plaintiff's Motion for (30) Thirty Day Continuance to Amend and
File Complaint** was filed electronically via the court's CM/ECF system and served by mail,
postage prepaid, to the following:

Hanh Nguyen
2131 E. Camero Ave.
Las Vegas, NV 89123
Plaintiff in Pro Per


an employee of Smith Larsen & Wixom

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